

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
FAYETTEVILLE DIVISION

RONALD HUTCHESON

PLAINTIFF

v.

Civil No. 08-5002

BENTON COUNTY SHERIFF'S  
DEPARTMENT

DEFENDANT

**ORDER**

Plaintiff's complaint is before the court to determine if service of process should issue. In order to assist the court in making such determination, it is necessary that plaintiff provide additional information.

Accordingly, it is ordered that plaintiff, Ronald Hutcheson, complete and sign the attached addendum to his complaint, and return the same to the court **by April 10, 2008. Plaintiff is advised that should he fail to return the completed and executed addendum by April 10, 2008, his complaint may be dismissed without prejudice for failure to prosecute and/or for failure to obey an order of the court.**

IT IS SO ORDERED this 19th day of March 2008.

/s/ J. Marschewski

HON. JAMES R. MARSCHEWSKI  
UNITED STATES MAGISTRATE JUDGE

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**ADDENDUM TO COMPLAINT**

TO: RONALD HUTCHESON

This form is sent to you so that you may assist the court in making a determination as to the issue of whether the complaint should be served upon the defendant. Accordingly, it is required that you fill out this form and send it back to the court **by April 10, 2008**. Failure to do so will result in the dismissal of your complaint.

The response must be legibly handwritten or typewritten, and all questions must be answered completely in the proper space provided on this form. If you need additional space, you may attach additional sheets of paper to this addendum.

**RESPONSE**

In your complaint, you allege that your rights were violated when you were arrested and charged with possession of firearms, possession of a controlled substance with intent to deliver, and making a false police report. Prior to your arrest, you indicate you found out the people you were living with were selling drugs and you had contacted a Detective Ray with the Rogers Police Department asking for help with the situation. The day of your arrest, you indicate you had called 911 repeatedly asking for help from Detective Ray. You state you were in fear for

your life and had locked yourself in the bathroom. Despite this, you indicate the Benton County Sheriff's Department showed up and arrested you and the woman you were living with.

Following your arrest, you indicate you remained in jail for a period of time. Eventually, you indicate the criminal charges were dropped. However, you indicate while you were being held in jail you lost nearly all of your belongings.

1. Provide the date of your arrest. (In answering, be specific).

Answer:

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2. You have named the Benton County Sheriff's Department as a defendant. The department itself is a building not subject to suit. Did you want to name the Sheriff, the arresting officer, or some other individual as a defendant?

Answer: Yes \_\_\_\_\_ No \_\_\_\_\_.

If you answered yes, please provide the name of each individual you want to name as a defendant and state how you believe he or she violated your federal constitutional rights.

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3. What time were you arrested?

Answer:

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4. Was a warrant for your arrest issued?

Answer: Yes \_\_\_\_\_ No \_\_\_\_\_.

Explain your answer.

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5. How long were you incarcerated following your arrest?

Answer:

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6. You indicate the charges were dropped a year and a half later. Please explain how or why the charges were dropped.

Answer:

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7. You indicate the woman you lived with took your belongings while you were in jail. Please explain how this was the fault of the Benton County Sheriff's Department.

Answer:

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8. Prior to your arrest had you provided Detective Ray information regarding the person you were living with?

Answer:

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9. What is the name of the woman you were living with and providing information on?

Answer:

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10. You indicate she was arrested the same day you were. Was she convicted of drug related offenses after her arrest that day?

Answer: Yes \_\_\_\_\_ No \_\_\_\_\_.

Explain your answer.

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11. After your arrest, did Detective Ray inform the Benton County Sheriff's Department or prosecuting attorney that you had been in contact with him.

Answer: Yes \_\_\_\_\_ No \_\_\_\_\_.

Explain your answer.

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I CERTIFY THAT THE INFORMATION CONTAINED HEREIN IS COVERED BY  
THE VERIFICATION MADE BY ME ON MY INITIAL COMPLAINT.

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RONALD HUTCHESON

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DATE